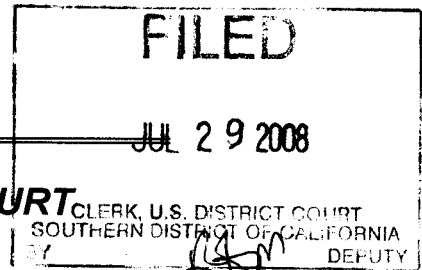


AO 455(Rev. 5/85) Waiver of Indictment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

RAYMUNDO GUTIERREZ-PADILLA
aka Raymond Gutierrez-Padilla

CASE NUMBER: 08CR2500-DMS

I, RAYMUNDO GUTIERREZ-PADILLA, aka Raymond Gutierrez-Padilla, the above named defendant, who is accused committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on July 29, 2008 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

X Raymundo Gutierrez
Defendant

Sara Pelagier
Counsel for Defendant

Before [Signature]
Judicial Officer